S.B.Cr.Misc. Bail App. No.4737/2007

(Julfkar & Ors. Vs. State of Rajasthan)

Date of order : September 24, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.J.S.Khichi, for the petitioners.

Mr.Vishal Raj Mehta, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned.

It is contended by the learned counsel for the petitioners that similarly situated co-accused viz. Ahmed Khan, Sardar Ali, Shamin Khan, Habib Ullah, Hanif, and Ayub Khan have been granted bail by this Court and the case of the present petitioner is not distinguishable from that of co-accused, who have already been granted bail.

Having considered the totality of facts and circumstances of the case and the fact that similarly situated co-accused have been granted bail, taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners Julfkar s/o Abdul Haq, Javed Khan s/o Khan Mohd., Mehbood Khan s/o Yaar Mohd. and Yaar Mohd. s/o Khushi Mohd. be released on bail in FIR No.383/2007, P.S. Sangaria, Distt. Hanumangarh provided each of them furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-